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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/739,087	12/16/2000	Furqan Zafar Shaikh	200-0550	3248
7.	590 12/20/2001			· .
Ernest E. Helms			EXAMINER	
Dykema Gosse Suite 300	tt PLLC		HIRSCH, PAUL J	
	oodward Avenue ls, MI 48304-2820		ART UNIT	PAPER NUMBER
	,	•	3747	
			DATE MAILED: 12/20/2001	1

Please find below and/or attached an Office communication concerning this application or proceeding.





Office Action Summary

Application No. **09/739,087**

Applicant(s)

Shaikh et al

Examiner

Paul Hirsch

Art Unit **3732**

	The MAILING DATE of this communication appears	on the cover sheet with the correspondence address
A SH	for Reply ORTENED STATUTORY PERIOD FOR REPLY IS SET MAILING DATE OF THIS COMMUNICATION.	TO EXPIRE <u>one</u> MONTH(S) FROM
af - If the be	ter SIX (6) MONTHS from the mailing date of this communic period for reply specified above is less than thirty (30) days considered timely.	, a reply within the statutory minimum of thirty (30) days will
co - Failu - Any	mmunication. re to reply within the set or extended period for reply will, by	period will apply and will expire SIX (6) MONTHS from the mailing date of this vistatute, cause the application to become ABANDONED (35 U.S.C. § 133). In mailing date of this communication, even if timely filed, may reduce any
Status	mod patent term dajastment. See S. S. W. W. S. A.	
1) 💢	Responsive to communication(s) filed on Dec 16, 2	2000
2a) 🗆	This action is FINAL . 2b) ☑ This act	tion is non-final.
3) 🗆	Since this application is in condition for allowance closed in accordance with the practice under $Ex\ pa$	except for formal matters, prosecution as to the merits is arte Quayle, 1935 C.D. 11; 453 O.G. 213.
Disposi	tion of Claims	
4) 💢	Claim(s) <u>1-19</u>	is/are pending in the application.
4	a) Of the above, claim(s)	is/are withdrawn from consideration.
5) 🗆	Claim(s)	is/are allowed.
6) 🗆	Claim(s)	is/are rejected.
7) 🗆	Claim(s)	
8) 💢	Claims 1-19	are subject to restriction and/or election requirement.
Applica	ition Papers	
9) 🗆	The specification is objected to by the Examiner.	
10)	The drawing(s) filed on is/are	objected to by the Examiner.
11)	The proposed drawing correction filed on	is: a) □ approved b) □ disapproved.
12)	The oath or declaration is objected to by the Exam	iner.
13)□	under 35 U.S.C. § 119 Acknowledgement is made of a claim for foreign p \Box All b) \Box Some* c) \Box None of:	riority under 35 U.S.C. § 119(a)-(d).
	1. Certified copies of the priority documents have	ve been received.
	2. Certified copies of the priority documents have	ve been received in Application No
*\$	3. Copies of the certified copies of the priority dapplication from the International Bure ee the attached detailed Office action for a list of the	
14)□	1	·
	-	
Attachm		18} Interview Summery (PTO-413) Paper No(s).
	otice of References Cited (PTO-892) otice of Draftsperson's Patent Drawing Review (PTO-948)	19) Notice of Informal Patent Application (PTO-152)
_	formation Disclosure Statement(s) (PTO-1449) Paper No(s).	20) Other:
_	-	

Application/Control Number: 09/739087

Art Unit: 3732

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - Claims 1-9, drawn to lining by spraying a cylinder bore, classified in class 29, subclass 888.06.
 - II. Claims 10-16, drawn to a lined cylinder bore, classified in class 123, subclass 668.
 - III. Claims 17-19, drawn to a spray apparatus, classified in class 239, subclass 589+.
- 2. The inventions are distinct, each from the other because of the following reasons: Inventions I and II are related as process of making and product made. The inventions are distinct if either or both of the following can be shown: (1) that the process as claimed can be used to make other and materially different product or (2) that the product as claimed can be made by another and materially different process (MPEP § 806.05(f)). In the instant case the product of Group II may be made by physical coating as opposed to spray and/or electrical transfer.
- 3. Inventions I, II and III are unrelated (III from I and II). Inventions are unrelated if it can be shown that they are not disclosed as capable of use together and they have different modes of operation, different functions, or different effects (MPEP § 806.04, MPEP § 808.01). In the instant case the different invention of Group III may be used to apply coatings to other apparatus than cylinders such as flat surfaces and/or just for spraying other fluids, i.e., water.
- 4. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

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5. Applicant is advised that the reply to this requirement to be complete must include an

election of the invention to be examined even though the requirement be traversed (37

CFR 1.143).

6. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the

inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently

named inventors is no longer an inventor of at least one claim remaining in the application. Any

amendment of inventorship must be accompanied by a petition under 37 CFR 1.48(b) and by the

fee required under 37 CFR 1.17(I).

7. Any inquiry concerning this communication or earlier communications from the examiner

should be directed to Primary Examiner Paul hirsch whose telephone number is (703) 308-2697.

pjh

December 13, 2001

Paul J. Hirsch

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